

Appl. No.: 10/771,805
Corr. Dated: 01/08/2009
Amdt. Dated: 05/11/2009
Off. Act. Dated: 02/13/2009

REMARKS

The Notice of Non-Compliant Amendment (NCA) indicates that:

- (a) Claim 17 is missing a comma (,) within the first line of the 3rd limitation of the amended claim, which was previously presented;
- (b) Claim 17 includes new entries (i.e., the word "to" and an added comma (,)) into the 2nd line of the 3rd limitation which are not underlined to indicate that they are newly added; and
- (c) Claim 24 is missing a comma (,) within the 2nd limitation of the claim that was previously presented.

The Applicant appreciates the Examiner's thoroughness, and has corrected the above items. The Applicant did not locate any other errors after checking the claims character by character.

Although the Examiner checked the box on the NCA to indicate that the "*Listing of claims does not include the text of all pending claims (including withdrawn claims)*", a check of the application shows that there are no withdrawn claims and that the text of all pending claims is present.

The Applicant respectfully submits that the foregoing typographical errors were extremely minor and could have been more expediently corrected by a phone call to the Applicant's attorney, or by an Examiner's Amendment, rather than delaying prosecution several months. Such consideration would sincerely be appreciated in the future.

Date: January 08, 2010

Respectfully submitted,

/John P. O'Banion/

John P. O'Banion, Reg. No. 33,201
Rodger H. Rast, Reg. No. 45,853
O'BANION & RITCHIEY LLP
400 Capitol Mall, Suite 1550
Sacramento, CA 95814
(916) 498-1010